

Louisiana Administrative Code

Title 46 – Professional and Occupational Standards

Part LIII: Pharmacists

Chapter 25. Prescriptions, Drugs, and Devices

Subchapter B. Prescriptions

§2511. Prescriptions

A. Definitions. As used in this Chapter, the following terms shall have the meaning ascribed to them in this Section:

Electronic Prescription – a prescription transmitted in electronic form.

Practice Affiliation – a practice relationship, collaboration, or practice under the supervision of a physician licensed to practice medicine.

Prescription or Prescription Drug Order – an order from a practitioner authorized by law to prescribe for a drug or device that is patient specific and is communicated by any means to a pharmacist in a permitted pharmacy, and is to be preserved on file as required by law or regulation.

B. Requirements. A prescription shall contain the following data elements:

1. Prescriber’s name, licensure designation, address, telephone number, and if applicable for a controlled substance, the Drug Enforcement Administration (DEA) registration number;
2. Patient’s name, and if applicable for a controlled substance, address, gender, and date of birth;
3. Date prescription issued by the prescriber;
4. Name of drug or device, and if applicable, strength if applicable, and quantity to be dispensed;
5. Directions for use;
6. Signature of prescriber; and
7. Refill instructions, if any. In the absence of refill instructions on the original prescription, the prescription shall not be refilled.

B C Written Prescriptions. A written prescription shall conform to the following format:

1. The prescription form shall be of a size not ~~be~~ less than four inches by five inches, and shall bear a single printed signature line.
2. The prescription form shall clearly indicate the authorized prescriber’s name, licensure designation, address, telephone number, and, if ~~applicable~~ for a controlled substance, the Drug Enforcement Administration (DEA) registration number. In the event that multiple practitioners are identified on the prescription form, the authorizing prescriber’s specific identity shall be clear and unambiguous. This identification may be indicated by any means,

- 40 including but not limited to, a marked check box next to, or circling the authorizing
41 prescriber's printed name.
- 42 3. ~~If the authorized prescriber is a non-physician, the prescription form shall clearly indicate the~~
43 ~~authorized prescriber's practice affiliation. The affiliated physician's name, address, and~~
44 ~~telephone number shall appear on the prescription form.~~
- 45 ~~4.3~~ No prescription form shall contain more than four prescription drug orders. Each prescription
46 drug order recorded on the form shall provide the following:
- 47 a. Check box labeled "Dispense as Written", or "DAW", or both; and
48 b. The number of refills, if any.
- 49 4. The prescription shall be written with ink or indelible pencil, typewriter, or printed on a
50 computer printer and shall be manually signed by the practitioner on the date issued and in
51 the same manner as he would sign a check or legal document (e.g., J. H. Smith or John H.
52 Smith. Examples of invalid signatures include rubber stamps, signatures of anyone other than
53 the prescriber, and computer generated signatures.
- 54 5. Facsimile Prescription.
- 55 a. The receiving facsimile machine of a prescription transmitted by facsimile shall be
56 located within the pharmacy department.
- 57 b. The prescription transmitted by facsimile shall be on a non-fading legible medium.
58 c. All requirements applicable to written prescriptions in this Subsection shall apply to
59 facsimile prescriptions, except Subsection (B)(7)(c).
- 60 ~~5.6~~ Forms used by pharmacists to record telephoned or transferred prescriptions are exempt from
61 the format requirements listed above.
- 62 ~~6.7~~ Equivalent Drug Product Interchange
- 63 a. The pharmacist shall not select an equivalent drug product when the prescriber
64 handwrites a mark in the check box labeled "Dispense as Written", or "DAW", or
65 both, and personally handwrites his signature on a printed single signature line.
66 Otherwise, the pharmacist may select an equivalent drug product provided the
67 patient has been informed of, and has consented to, the proposed cost saving
68 interchange.
- 69 b. In the event an authorized prescriber has indicated that an equivalent drug product
70 interchange is prohibited by handwriting a mark in the check box labeled
71 "Dispense as Written" or "DAW" or both, then a non-licensed, non-certified, or
72 non-registered agent of the pharmacy shall not inquire as to a patient's desire for an
73 equivalent drug product interchange.
- 74 c. For prescriptions reimbursable by Medicaid ~~or Medicare~~, the authorized prescriber
75 may only prohibit equivalent drug product interchange by handwriting the words

76 “brand necessary” or “brand medically necessary” on the face of the prescription
77 order or on a sheet attached to the prescription order.

78 € D Oral Prescriptions

- 79 1. Upon receipt of an oral prescription from an authorized prescriber, the pharmacist or
80 pharmacy intern or pharmacy technician shall reduce the order to a written form prior to
81 dispensing the medication. As an alternative to recording such prescriptions on paper forms,
82 a pharmacist may enter the prescription information directly into the pharmacy’s dispensing
83 information system. In the event a pharmacy intern or pharmacy technicians transcribes such
84 a prescription, the supervising pharmacist shall initial or countersign the prescription form
85 prior to processing the prescription.
- 86 2. The pharmacist shall not select an equivalent drug product when the authorized prescriber or
87 his agent has verbally indicated a specific brand name drug or product is ordered.
- 88 3. The pharmacist may select an equivalent drug product if the authorized prescriber or his agent
89 has given his approval to the equivalent drug product interchange. The patient shall be
90 informed of, and consent to, the proposed cost saving interchange.

91 Ð E Electronic Prescriptions

- 92 1. The prescription shall clearly indicate the authorized prescriber’s name, licensure designation,
93 address, telephone number, and if applicable for a controlled substance, DEA registration
94 number.
- 95 ~~2. If the authorized prescriber is a non-physician, the prescription form shall clearly indicate the~~
96 ~~authorized prescriber’s practice affiliation. The affiliated physician’s name, address, and~~
97 ~~telephone number shall appear on the prescription form.~~
- 98 ~~3~~ 2 The pharmacist shall not select an equivalent drug product when the prescriber indicates in the
99 check box labeled “Dispense as Written” or “DAW” or both, and electronically transmits his
100 signature on the formatted single signature line. Otherwise, the pharmacist may select an
101 equivalent drug product, provided the patient has been informed of, and consents to, the
102 proposed cost saving interchange.
- 103 ~~4. Facsimile Prescription.~~
- 104 ~~d. The receiving facsimile machine of a prescription transmitted by facsimile shall be~~
105 ~~located within the pharmacy department.~~
- 106 ~~e. The prescription transmitted by facsimile shall be on a non-fading legible medium.~~
- 107 ~~f. All requirements applicable to written prescriptions in Subsection (B) shall apply to~~
108 ~~facsimile prescriptions, except Subsection (B)(6)(c).~~

109 € F Exclusion. The provisions of this Section shall not apply to medical orders written for patients in
110 facilities licensed by the Department of Health and Hospitals or its successor.

112 AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1182.

113 HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 14:708

114 (October 1988), amended LR 29:2102 (October 2003), effective January 1, 2004, amended LR 39:

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